

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6136**  
**BILL NUMBER: SB 3**

**NOTE PREPARED:** Jan 22, 2007  
**BILL AMENDED:** Jan 22, 2007

**SUBJECT:** Controlled Substances.

**FIRST AUTHOR:** Sen. Drozda  
**FIRST SPONSOR:**

**BILL STATUS:** 2<sup>nd</sup> Reading - 1<sup>st</sup> House

**FUNDS AFFECTED:** X GENERAL  
X DEDICATED  
FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** (Amended) This bill makes dealing in cocaine or a narcotic drug within 1,000 feet of a church, synagogue, temple, mosque, or house of worship an aggravated circumstance to be considered in imposing a sentence for a criminal offense.

**Effective Date:** July 1, 2007.

**Explanation of State Expenditures:** (Revised) State expenditures would increase if an offender is incarcerated for a longer period of time. There are no data to indicate if offenders would receive a longer sentence if the court may consider that the offender dealt in cocaine or a narcotic drug within 1,000 feet of a church, synagogue, temple, mosque, or house of worship. Ultimately, any increase in expenditures would depend on the actions of the offender and the sentencing decisions of the court.

*Background:* Depending upon mitigating and aggravating circumstances, a Class A felony is punishable by a prison term ranging from 20 to 50 years, a Class B felony is punishable by a prison term ranging from 6 to 20 years, a Class C felony is punishable by a prison term ranging from 2 to 8 years, and a Class D felony is punishable by a prison term ranging from 6 months to 3 years or reduction to Class A misdemeanor. The average expenditure to house an adult offender was \$22,734 in FY 2006. (This does not include the cost of new construction.) If offenders can be housed in existing facilities with no additional staff, the average cost for medical care, food, and clothing is approximately \$1,825 annually, or \$5 daily, per prisoner. The estimated average cost of housing a juvenile in a state juvenile facility was \$63,139.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** (Revised) Local expenditures would increase if an offender is incarcerated for a longer period of time in a local jail. The average daily cost to incarcerate a prisoner in a county jail is approximately \$44. Ultimately, any increase in expenditures would depend on the sentence imposed by the court.

**Explanation of Local Revenues:**

**State Agencies Affected:** Department of Correction.

**Local Agencies Affected:** Trial courts, local law enforcement agencies.

**Information Sources:** Indiana Sheriffs' Association; Department of Correction.

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